

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF IOWA

WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff(s)

vs.

JOSE BAYONA

Defendant(s)

HEARING MINUTES Sealed: No

Case No.: 11-CR-4013-1-DEO

Presiding Judge: Donald E. O'Brien

Deputy Clerk: Garrett G. Garnos

Court Reporter: Sarah Dittmer Contract? Yes

(If yes, send copy to financial)

Recording: Yes Method: FTR Gold

Date:	10/24/2011	Start:	2:06 p.m.	Adjourn:	2:51 p.m.	Courtroom:	1st Floor Courtroom			
Recesses:	(none)			Time in Chambers:	(none)		Telephonic?	No		
Appearances:	Plaintiff(s):	Robert Knief								
	Defendant(s):	Robert Tiefenthaler								
	U.S. Probation:	Stacy Sturdevant								
	Interpreter:	(none)			Language:		Certified:		Phone	
TYPE OF PROCEEDING:		IS THE HEARING	Contested?	Yes	Continued from a previous date?			No		
SENTENCING:										
	Objections to PSIR:	(none)				Ruling:				
	Motions to vary/depart:	motion to vary downward				Ruling:	denied due to 10 year mandatory minimum within the recommended guideline range			
	Count(s) dismissed:	Count VI								
	Sentence (See J & C):	120 months on Count I; Defendant's sentence to be served concurrently with a related and pending state court charge.								
	Fine:	(none)			Special assessment:	\$100				
	Supervised Release:	8 years								
	Court's recommendations (if any):	(1) Defendant to be housed as close to Sioux City, Ia as possible; and (2) Defendant to be placed in 500 hour drug treatment program.								
	Defendant is	Detained		and shall report						
	Witness/Exhibit List is	(none)								
	The offering party must, within 3 days after the hearing, file in electronic form any exhibit that was not filed with a motion, resistance, or other filing related to this hearing. Pub. Admin. Order 09-AO-03-P (05/29/09), ¶ 7.									
Miscellaneous:										